



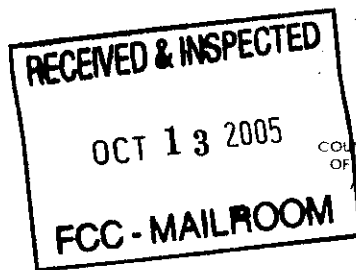
Jennifer M. Sweeney
Chairperson, Board of Directors

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President/CEO



Children's Home

1182 Chenango Street
Binghamton, New York 13901-1696



ACCREDITED



COUNCIL ON ACCREDITATION
OF SERVICES FOR FAMILIES
AND CHILDREN, INC.

Phone: 607-772-6904
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Re: Request for Review
CC Docket No. 02-6
Form 486 Application Number: 296846

Federal Communications Commission
Office of the Secretary
9300 East Hampton Drive
Capitol Heights, MD 20743
(8:00 a.m. to 5:30 p.m. ET)

To Whom It May Concern:

This is an Appeal letter regarding the SLD decision regarding our Form 486 Application.

In our Form 486 Notification Letter we had most of our FRN service start dates changed stating that we had missed the 120 Day 486 Deadline. I would beg your indulgence on this matter because we didn't receive the Funding Commitment Decision Letter until more than 2 months after it was mailed. I regretfully state that I didn't notice this discrepancy.

The SLD has stated that they "have no record that the original mailing was returned". While this may be true, it is important to note that the letter from the SLD was mailed on December 3rd which would cause it to be sorted with all the Holiday mail from that time period. I know that I have received mail during this time period that "inexplicably" has arrived 1-2 months after it was mailed. The postal service never returned the letters, just delivered them late *with no explanation*.

Despite receiving the letter late (and not noticing that it was late) we missed the 120 day deadline by only 8 days. By missing this deadline by 8 days, we are losing more than 4 months of funding.

We are a small school that serves emotionally handicapped children and the funding we receive from the SLD is extremely important to us. With the monies we receive we are able to provide technology to enhance the education of children that otherwise wouldn't have any exposure of this type.

I am hoping that you see there were extenuating circumstances that contributed to the later 486 filing date. I sincerely appeal for the sake of our students to have our Service Start Date changed back to 7/1/2004 and the full amount reinstated.

Sincerely,

James A. Hall

Director of Information Technology
Children's Home of Wyoming Conference

No. of Copies rec'd 0
List A B C D E

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Affiliated with the New York and Wyoming Conferences of the United Methodist Church

October 11, 2005



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2004-2005

August 15, 2005

James A. Hall
Children's Home of Wyoming Conference
1182 Chenango Street
Binghamton, NY 13901-1696

Re: Applicant Name: CHILDRENS HOME OF WYOMING
CONFERENCE
Billed Entity Number: 220066
Form 471 Application Number: 398068
Form 486 Application Number: 296846
Funding Request Number(s): 1088187, 1088190, 1088191, 1088192, 1088194,
1088196, 1088214
Your Correspondence Dated: May 04, 2005

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of SLD's Funding Year 2004 Form 486 Notification Letter for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1088187, 1088190, 1088191, 1088192, 1088194,
1088196

Decision on Appeal: **Denied**
Explanation:

- On appeal, you are requesting reconsideration of SLD's decision to reset the service start date on the above FRN's. In support of your appeal you state that the FCDL was received two months after it was mailed, making it impossible to make the 120 day deadline. You state that you did not notice the discrepancy.
- Upon review of the appeal letter, the relevant facts, and supporting documentation, the SLD determined that the Form 486 for this funding request should have been filed within 120-days calculated from the issuance date of the

Funding Commitment Decision Letter or the Service Start Date as indicated on the Form 486, whichever is later. It is the responsibility of the applicant to ensure that all Forms are submitted to SLD in a timely and correct manner. You have stated on appeal that the Form 471 FCDL was not received until more than two months after it was mailed. There is no indication in SLD's records that this mailing was returned, therefore SLD must go by the original date of the FCDL which was December 3, 2004. As the Form 486 certification was not postmarked until April 11, 2005, it was beyond the 120 day deadline.

- The date of your Funding Commitment Decision Letter (FCDL) for Form 471 application 398068 was December 3, 2004. The Service Start Date reported on your Form 486 was July 1, 2004. The postmark date of your Form 486 was April 11, 2005. Since your FCC Form 486 was postmarked more than 120 days after your Service Start Date or the date of your FCDL, whichever is later, the SLD has revised your Service Start Date to the date 120 days before your Form 486 postmark date and reduced your funding commitment amount based on the adjusted Service Start Date.

The "Form 486 must be postmarked no later than 120 days after the Service Start Date featured on the Form 486 or no later than 120 days after the date of the Funding Commitment Decision Letter, whichever is later." See 2004 Funding Commitment Decision Letter, Universal Service for Schools and Libraries, Receipt of Service Confirmation Form, OMB 3060-0853, Instructions at 6. Since your Form 486 was postmarked after the 120 day filing requirement, the SLD has modified your service start date. The facts present in this appeal do not justify waiving the 120 day filing requirement. Consequently, your appeal is denied.

Funding Request Number(s): 1088214
Decision on Appeal: **Denied**
Explanation:

- On appeal, you are requesting reconsideration of SLD's decision to reset the service start date on the above FRN's. In support of your appeal you state that the FCDL was received two months after it was mailed, making it impossible to make the 120 day deadline. You state that you did not notice the discrepancy.
- Upon review of the appeal letter, the relevant facts, and supporting documentation, the SLD determined that the Form 486 for this funding request should have been filed within 120-days calculated from the issuance date of the Funding Commitment Decision Letter or the Service Start Date as indicated on the Form 486, whichever is later. It is the responsibility of the applicant to ensure that all Forms are submitted to SLD in a timely and correct manner. You have stated on appeal that the Form 471 FCDL was not received until more than two months after it was mailed. There is no indication in SLD's records that this mailing was returned, therefore SLD must go by the original date of the FCDL which was December 3, 2004. As the Form 486 certification was not postmarked until April 11, 2005, it was beyond the 120 day deadline.

- The date of your Funding Commitment Decision Letter (FCDL) for Form 471 # 398068 was December 3, 2004. The Service Start Date reported on your Form 486 was July 1, 2004. The postmark date of your Form 486 was April 11, 2005. Since your Form 486 was postmarked after the 120 day filing requirement, the SLD has revised your Service Start Date to the date 120 days before your Form 486 postmark date.

The "Form 486 must be postmarked no later than 120 days after the Service Start Date featured on the Form 486 or no later than 120 days after the date of the Funding Commitment Decision Letter, whichever is later." See 2004 Funding Commitment Decision Letter, Universal Service for Schools and Libraries, Receipt of Service Confirmation Form, OMB 3060-0853, Instructions at 6. Since your Form 486 was postmarked after the 120 day filing requirement, the SLD has modified your service start date. The facts present in this appeal do not justify waiving the 120 day filing requirement. Consequently, your appeal is denied.

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either the SLD or the FCC. For appeals that have been denied in full, partially approved, dismissed, or cancelled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company